

USDC UT Approved 6/6/96 Revised 01/20/04

FILED
U.S. DISTRICT COURT

United States District Court
District of Utah

2006 MAY -5 P 2:12

DISTRICT OF UTAH

UNITED STATES OF AMERICA

vs.

AMENDED JUDGMENT IN A CRIMINAL CASE
(For Offenses Committed On or After November 1, 1987)

DEPUTY CLERK

Blayne Lynn Crockett

aka Lewis Tremain

Case Number: 2:02-CR-00616-001 DAK

Plaintiff Attorney: Caryn Mark

Defendant Attorney: James Rice/Benjamin Rice

Atty: CJA ___ Ret ☒ FPD ___

Defendant's Soc. Sec. No.: 574-22-5967

Defendant's Date of Birth: November 27, 1951

Defendant's USM No.: 10337-081

Defendant's Residence Address:

442 State Street Sp.13

April 24, 2006

Date of Imposition of Sentence

Defendant's Mailing Address

442 State Street

Clearfield, UT 84015

Country USA

Clearfield, UT 84015

Country USA

THE DEFENDANT:

- ☐ pleaded guilty to count(s)
☐ pleaded nolo contendere to count(s)
which was accepted by the court.
☒ was found guilty on count(s)

COP _____ Verdict 04/30/04

1 - 4 of the Indictment.

Title & Section	Nature of Offense	Count Number(s)
18 U.S.C. §371	Conspiracy to Defraud the Internal Revenue Service	1
26 U.S.C. §7206(2)	Aiding and Assisting the Preparation of False Income Tax Return	2
26 U.S.C. §7206(2)	Aiding and Assisting the Preparation of False Income Tax Return	3
26 U.S.C. §7206(2)	Aiding and Assisting the Preparation of False Income Tax Return	4

- ☐ The defendant has been found not guilty on count(s) _____
☐ Count(s) _____ (is)(are) dismissed on the motion of the United States.

SENTENCE

Pursuant to the Sentencing Reform Act of 1984, it is the judgment and order of the Court that the defendant be committed to the custody of the United States Bureau of Prisons for a term of 70 months.

Upon release from confinement, the defendant shall be placed on supervised release for a term of 36 months.

- ☐ The defendant is placed on Probation for a period of _____

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The defendant shall not illegally possess a controlled substance.

For offenses committed on or after September 13, 1994:

The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of placement on probation and at least two periodic drug tests thereafter, as directed by the probation officer.

- ☒ The above drug testing condition is suspended based on the court's determination that the defendant possesses a low risk of future substance abuse. (Check if applicable.)

SPECIAL CONDITIONS OF SUPERVISED RELEASE/PROBATION

In addition to all Standard Conditions of (Supervised Release or Probation) set forth in PROBATION FORM 7A, the following Special Conditions are imposed: (see attachment if necessary)

1. The defendant shall maintain full-time verifiable employment or participate in academic or vocational development throughout the term of supervision as deemed appropriate by the probation office.
2. The defendant shall not be self-employed.
3. The defendant is to inform any employer or prospective employer of his current conviction and supervision status.
4. The defendant shall refrain from incurring new credit charges or opening additional lines of credit unless he is in compliance with any established payment schedule and obtains the approval of the probation office.
5. The defendant shall provide the probation office access to all requested financial information.

CRIMINAL MONETARY PENALTIES

FINE

The defendant shall pay a fine in the amount of \$ 2500.00 , payable as follows:

- ☐ forthwith.
- ☐ in accordance with the Bureau of Prison's Financial Responsibility Program while incarcerated and thereafter pursuant to a schedule established by the U.S. Probation office, based upon the defendant's ability to pay and with the approval of the court.
- ☒ in accordance with a schedule established by the U.S. Probation office, based upon the defendant's ability to pay and with the approval of the court.
- ☐ other: _____

☐ The defendant shall pay interest on any fine more than \$2,500, unless the fine is paid in full before the fifteenth day after the date of judgment, pursuant to 18 U.S.C. § 3612(f).

☒ The court determines that the defendant does not have the ability to pay interest and pursuant to 18 U.S.C. § 3612(f)(3), it is ordered that: _____

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- ☒ The interest requirement is waived.
☐ The interest requirement is modified as follows:

RESTITUTION

The defendant shall make restitution to the following payees in the amounts listed below:

<u>Name and Address of Payee</u>	<u>Amount of Loss</u>	<u>Amount of Restitution Ordered</u>
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Totals: \$ _____ \$ _____

(See attachment if necessary.) All restitution payments must be made through the Clerk of Court, unless directed otherwise. If the defendant makes a partial payment, each payee shall receive an approximately proportional payment unless otherwise specified.

- ☐ Restitution is payable as follows:
- ☐ in accordance with a schedule established by the U.S. Probation Office, based upon the defendant's ability to pay and with the approval of the court.
 - ☐ other: _____
- ☐ The defendant having been convicted of an offense described in 18 U.S.C. § 3663A(c) and committed on or after 04/25/1996, determination of mandatory restitution is continued until _____ pursuant to 18 U.S.C. § 3664(d)(5)(not to exceed 90 days after sentencing).
- ☐ An Amended Judgment in a Criminal Case will be entered after such determination

SPECIAL ASSESSMENT

The defendant shall pay a special assessment in the amount of \$ 400.00, payable as follows:

☒ forthwith.

☐ _____

IT IS ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid

PRESENTENCE REPORT/OBJECTIONS

The court adopts the factual findings and guidelines application recommended in the presentence report except as otherwise stated in open court.

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RECOMMENDATION

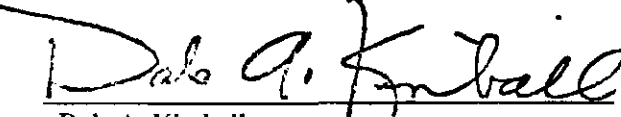
- ☐ Pursuant to 18 U.S.C. § 3621(b)(4), the Court makes the following recommendations to the Bureau of Prisons:
-

CUSTODY/SURRENDER

- ☐ The defendant is remanded to the custody of the United States Marshal.
- ☐ The defendant shall surrender to the United States Marshal for this district at _____ on _____.
- ☐ The defendant shall report to the institution designated by the Bureau of Prisons by _____ Institution's local time, on _____.

DATE:

April 25, 2006



Dale A. Kimball

United States District Judge

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RETURN

I have executed this judgment as follows:

Defendant delivered on April 20, 2006 to FCI Herlong SCP
at Herlong CA, with a certified copy of this judgment.

Eunice Debra White
UNITED STATES MARSHAL

By Tom McCabe LIE
Deputy U.S. Marshal